



CRM-M-29538-2025

-1-

132

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M-29538-2025
Date of Decision: 27.05.2025**

Charanjit Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Dinesh Sharma, Advocate,
for the petitioner.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present petition has been filed under Section 482 of Code of Criminal Procedure for quashing the impugned FIR bearing No.51, dated 02.04.2025, registered under Sections 75, 76, 79, 296, 333 BNS, 2023, registered at Police Station Dakha, District Ludhiana Rural (Punjab) and all subsequent proceeding arising out of it and pending thereof on the basis of compromise/affidavit dated 04.04.2025 (Annexure P-2).

2. Learned counsel appearing on behalf of the petitioner submitted that the present FIR was lodged on 02.04.2025 on the basis of allegations made by respondent No.2 but thereafter with the intervention of the respectables the matter has since been compromised between the parties and therefore, no useful purpose will be served in case further investigation and prosecution is carried out since there has been an amicable settlement between the parties and in this regard he referred to Annexure P-2 which is an affidavit of respondent



CRM-M-29538-2025

-2-

No.2-wife in which she has stated that she does not want to proceed with against the petitioner since the matter has been compromised between the parties. He further submitted that in view of the aforesaid compromise which is in the nature of an affidavit of respondent No.2-wife, the present FIR may be quashed based upon compromise.

3. I have heard learned counsel for the petitioner.

4. Before proceeding further, it is necessary to reproduce the FIR which is sought to be quashed in the present case which has been annexed to the petition by the petitioner as Annexure P-1 which is reproduced as under:-

“Complaint Number 564413 Dated 02.04.2025 which is as follows. To the SHO Dakha District Ludhiana Rural Subject;- Regarding entering my house and showing me private part, trying to force me, speaking objectionable and filthy language, threatening to kill me:- From-Ramandeep Kaur, daughter of Ram Singh, resident of Pandori Police Station Dakha Mob:-88476-53533 Against:- Charanjit Singh son of Jora Singh resident of Pandori Police Station Dakha Sir, it is requested that today on 2/4/2025 at 2:00 pm I was alone at home. My mother went to mourn the death of someone in the village, then Charanjit Singh forcibly entered our house without my permission. He was drunk, as soon as he came, he started abusing me, he took off his pajama and told me to sit on it, hugged me and tried to take off my clothes. I pushed him away and then he started using objectionable and filthy language, started threatening to kill me. I shouted for help, he ran away from the spot and while running he hit the gate and then he ran away from our house. Then I called my mother on phone and when she came at home I told her the whole thing. I mark



CRM-M-29538-2025

-3-

presence of labourers of my village in MNREGA, her wife Sarabjit Kaur works in MNREGA with me and he told me to mark his wife's presence without her presence, with this revenge he had done this. Please take legal action against him. SD/-Ramandeep Kaur”

5. A perusal of the aforesaid FIR would show that serious allegations have been levelled by respondent No.2 against the petitioner regarding the fact that when respondent No.2/complainant was at her house then the petitioner entered the house and started showing her his private part and used objectionable and filthy language and also threatened to kill her. The petitioner was allegedly drunk at that point of time and also tried to take off the clothes of respondent No.2-complainant. A perusal of the FIR would show that the allegations fall in the category of serious offence especially being a crime against woman.

6. The law with regard to quashing of the FIR based upon compromise is well settled. Hon'ble Supreme Court in “**State of Madhya Pradesh Vs. Laxmi Narayan and others**”, 2019(2) SCC (Crl.) 706 observed that although an FIR can be quashed based upon compromise between the parties but the same can apply in those cases where the offences are of private nature especially being that of financial disputes, commercial disputes and matrimonial disputes etc. However, in case of serious and heinous offences the FIR should not be quashed at a threshold.

7. During the course of arguments a specific query was raised to the learned counsel for the petitioner as to what was the stage of the FIR to which he has stated that the FIR is still at the investigation stage. A perusal of the compromise (Annexure P-2) would show that it is not in the nature of

**CRM-M-29538-2025****-4-**

compromise deed but it is only an affidavit which has been stated to have been executed by respondent No.2/complainant by stating that with the intervention of the respectables the matter has been compromised and she does not wish to proceed against the petitioner. There is no denial of the allegations by respondent No.2. At the same time the allegations against the petitioner fall in the category of a serious offence especially being crime against a woman. The present petition has been filed for quashing of FIR based upon compromise when the matter is still at the investigation stage. Therefore, the same cannot be quashed at very threshold.

8. Considering the stage of the case being at investigation stage, nature of the allegations specifically being attributed to the petitioner and especially being crime against woman, this Court is of the view that it is not a fit case for quashing of FIR based upon compromise by invoking its extraordinary jurisdiction.

9. Consequently finding no merits in the present case and the same is hereby dismissed.

10. However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is only meant for the purpose of decision of present petition.

27.05.2025*Bhumika***(JASGURPREET SINGH PURI)****JUDGE**

1. Whether speaking/reasoned:	Yes/No
2. Whether reportable:	Yes/No